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2827

Attorney's Docket No.: 003558P018

In re the Application of: James M. Cleaves  
(inventor(s))

Application No.: 09/746,341

Filed: December 22, 2000

For: CONTACT AND VIA STRUCTURE AND METHOD OF FABRICATION

(title)

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Patent  
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ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

SIR: Transmitted herewith is an Amendment for the above application.

Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 is enclosed.

☒ No additional fee is required.

The fee has been calculated as shown below:

|               | (Col. 1)  |       | (Col. 2)                        | (Col. 3)      |
|---------------|---|-------|---------------------------------|---------------|
|               | Claims Remaining After Amd.                       |       | Highest No. Previously Paid For | Present Extra |
| Total Claims  | * 21  | Minus | ** 25                           |               |
| Indep. Claims | * 3   | Minus | *** 6                           |               |
|               | First Presentation of Multiple Dependent Claim(s) |       |                                 |               |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

| SMALL ENTITY   |                |
|----------------|----------------|
| Rate           | Additional Fee |
| X9             | \$             |
| X42            | \$             |
| +140           | \$             |
| Total Add. Fee | \$             |

| OTHER THAN A SMALL ENTITY |                |
|---------------------------|----------------|
| Rate                      | Additional Fee |
| X18                       | \$             |
| X84                       | \$             |
| +280                      | \$             |
| Total Add. Fee            | \$             |

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

on June 4, 2002  
Date of Deposit

Teresa Edwards

Name of Person Mailing Correspondence

Teresa Edwards  
Signature

June 4, 2002  
Date

\_\_\_\_\_ A check in the amount of \$ \_\_\_\_\_ is attached for presentation of additional claim(s).  
\_\_\_\_\_ Applicant(s) hereby Petition(s) for an Extension of Time of \_\_\_\_\_ month(s) pursuant to  
37 C.F.R. § 1.136(a).

X Pursuant to 37 C.F.R. 1.136(a)(3), applicant(s) hereby request and authorize the U.S.  
Patent and Trademark Office to (1) treat any concurrent or future reply that requires  
a petition for extension of time as incorporating a petition for extension of time for the  
appropriate length of time and (2) charge all required fees, including extension of time  
fees and fees under 37 C.F.R. 1.16 and 1.17, to Deposit Account No. 02-2666.

\_\_\_\_\_ A check for \$ \_\_\_\_\_ is attached for processing fees under 37 C.F.R. § 1.17.

\_\_\_\_\_ Please charge my Deposit Account No. 02-2666 the amount of \$ \_\_\_\_\_.

**A duplicate copy of this sheet is enclosed.**

X The Commissioner of Patents and Trademarks is hereby authorized to charge payment of the  
following fees associated with this communication or credit any overpayment to Deposit Account  
No. 02-2666 (a duplicate copy of this sheet is enclosed):

X Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of  
extra claims.

X Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: 6/4/02

Michael A. Bernadicou  
Michael A. Bernadicou  
Reg. No. 35,934

12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, California 90025  
(408) 720-8300

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ATTORNEY: Lawrence\_Edelman@  
amat.com

06/04/02 03:35 PM

To: Randhir\_Thakur@amat.com  
cc: Chris\_Gronet@amat.com, mike\_bernadicou@bstz.com  
Subject: Epion patent due diligence

Randir, to recap, JDS objected to our selection of the Weil Gotchals firm to participate in the Epion patent due diligence asserting conflict of interest, requesting that we use another firm, such as Blakely Sokoloff, a firm we already use for patent prosecution. They also gave approval to our use of the Cooley Goodward firm, should we decide to use them.

Given the nature of the initial task, I referred the project to Mike Bernadicou at Blakely. His number is 720 8598. Today I delivered to him the collection of Epion patents assembled by Jason Kipnis of Weil Gotchals, and asked him to call you to review the scope of the inquiry. I want him to have a clear statement of the task at the outset.

I expect you two to be in contact by the end of the week.

In the meantime, I asked him to begin the analysis based on what he has, and to categorize the patents and the scope of coverage, based on the patent documents alone, without reference to file histories, or other sources of information.

Larry

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